

The following document is the minutes of the Council and Committee meetings held on 17 August 2006. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 7 September 2006 and therefore subject to change. Please refer to minutes of 7 September 2006 for confirmation.



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

(CORPORATE BUSINESS COMMITTEE)

COUNCIL CHAMBERS

COUNCIL ADMINISTRATION BUILDING

COFF AND CASTLE STREETS, COFFS HARBOUR

17 AUGUST 2006

Contents

| ITEM | DESCRIPTION | PAGE |
|-------------|---|-------------|
| | CORPORATE BUSINESS DEPARTMENT REPORTS | 2 |
| C48 | DEVELOPMENT APPLICATION 782/05 - AND PLANNING AGREEMENT LOT 1 DP 872110, 29-33 ORLANDO STREET, COFFS HARBOUR | 2 |
| C49 | PARK BEACH AREA DEVELOPER CONTRIBUTIONS PLAN 2006 | 2 |
| C50 | ACQUISITION OF LAND FOR ROAD WIDENING PURPOSES - 15 MOONEE BEACH ROAD, MOONEE BEACH | 3 |
| C51 | PROPOSED ROAD CLOSURE OF PART NILE STREET COFFS HARBOUR | 3 |
| C52 | ACQUISITION OF LAND FOR CONSTRUCTION OF DETENTION BASIN - PART LOT 54 DP 1096802 - WILLIAM SHARP DRIVE, COFFS HARBOUR | 4 |
| C53 | PROPOSED LEASE OF LAND FOR THE NANA GLEN SWIMMING POOL | 4 |
| C54 | PROPOSED SALE OF LAND TO THE HEALTH ADMINISTRATION CORPORATION | 5 |
| C55 | ACQUISITION OF LAND FOR CONSTRUCTION OF WATER TREATMENT PLANT | 5 |
| C56 | PROPOSED NAMING OF UNNAMED ACCESS 'ROAD' OFF HOGBIN DRIVE INTO HARDAKER OVAL, RUGBY PARK AND | 6 |

| | | |
|-----|---|---|
| | LINKS GYM AT TOORMINA | |
| C57 | OUTSTANDING REPORTS AND RESOLUTIONS AWAITING IMPLEMENTATION | 6 |
| C58 | BANK BALANCES AND INVESTMENTS FOR JUNE 2006 | 6 |



COFFS HARBOUR CITY COUNCIL

ORDINARY MEETING

(CORPORATE BUSINESS COMMITTEE)

17 AUGUST 2006

Present: Councillors K D Rhoades (Mayor), I D Hogbin (Deputy Mayor), W D Featherstone, C O Joass, R W McKelvey, I J Ovens, W R Palmer and G R Smithers.

Staff: General Manager, Assistant General Manager/ Director Corporate Business/ Acting Director of Land Use Health & Development, Director of City Services (Acting), Finance Manager, Executive Manager Business Units, Developer Contributions Co-Ordinator and Executive Assistant.

The meeting commenced at 5.34pm with the Mayor, Cr K D Rhoades in the chair.

APOLOGY

- 111 **RESOLVED** (Joass/Ovens) that an apology received from Cr J C Bonfield, for unavoidable absence be received and leave be granted for the current meeting of Council.

CORPORATE SERVICES COMMITTEE

- 112 **RESOLVED** (Palmer/Hogbin) that the Ordinary Meeting of Council be adjourned and Council now resolve into the Corporate Services Committee meeting, the time being 5.35pm.

The Mayor invited Councillor Hogbin to chair the Corporate Services Committee.

CORPORATE BUSINESS DEPARTMENT REPORTS

C48 DEVELOPMENT APPLICATION 782/05 - AND PLANNING AGREEMENT LOT 1 DP 872110, 29-33 ORLANDO STREET, COFFS HARBOUR

Cr Ovens declared a pecuniary interest as he is a land owner, vacated the chamber at 5.35pm and took no part in the discussion or voting.

To present to Council a Planning Agreement for the provision of car parking facilities associated with Development Application 782/05. The Planning Agreement has been exhibited for a period of 28 days concluding on the 2nd August 2006. Note that the Development Application will be determined under delegated authority.

This report recommends that Council delegate authority to the General Manager to execute the Planning Agreement following determination of the Development Application.

CB56 RECOMMENDED (McKelvey/Smithers) that:

1. Council delegate authority to the General Manager to execute the attached Planning Agreement for the provision of car parking spaces at Lot 1 DP 872110, 29-33 Orlando Street, Coffs Harbour.
2. in accordance with S93G of the Environmental Planning and Assessment Act 1979, a copy of the Planning Agreement be forwarded to the Minister within 14 days of the agreement being entered into.

Cr Ovens returned to the chamber, the time being 5.39pm

C49 PARK BEACH AREA DEVELOPER CONTRIBUTIONS PLAN 2006

To present to Council the Draft amended Park Beach Area Developer Contributions Plan 2006, which is available for viewing in the Councillor's room. This report recommends that the plan be adopted.

CB57 RECOMMENDED (McKelvey/Smithers) that:

1. In accordance with Clause 94 of the Environmental Planning and Assessment Act and Regulations, the Draft Amended Developer Contributions Plan for the Park Beach Area, which is available in the Councillor's room, be adopted.
2. Formal notification of the adoption of the plan be advertised in the local newspaper.

**C50 ACQUISITION OF LAND FOR ROAD WIDENING PURPOSES - 15
MOONEE BEACH ROAD, MOONEE BEACH**

Report seeking Council approval for the acquisition of land at Moonee Beach for road widening

CB58 RECOMMENDED (Palmer/McKelvey) that:

1. Council acquire that land having an area of 18.1 square metres from Lot 3 DP 237102 on the terms contained within the confidential supplement attached to this report.
2. The land acquired by Council be dedicated as Public Road under the provisions of the Roads Act 1993.
3. All necessary documents be executed under the common seal of Council.

**C51 PROPOSED ROAD CLOSURE OF PART NILE STREET COFFS
HARBOUR**

Report seeking Council's consent to the closure of a public Council road.

CB59 RECOMMENDED (Palmer/Ovens) that:

1. Council apply to the Department of Lands to close that section of road identified on the plan attached to this report.
2. Following approval of the road closure by the Department of Lands, the land be sold to Mr Witten or nominee on the terms contained within this report.
3. Council enter into a Deed of Agreement with Mr Witten on the terms stated within this report.
4. The land created from the closure be classified as Operational land under the Local Government Act, 1993.
5. Any necessary documents be executed under the Common Seal of Council.
6. When the net proceeds from the disposal of the land are received, Council determine how the funds will be allocated in conjunction with its budget review process.

**C52 ACQUISITION OF LAND FOR CONSTRUCTION OF DETENTION BASIN -
PART LOT 54 DP 1096802 - WILLIAM SHARP DRIVE, COFFS HARBOUR**

Report seeking Council approval for the acquisition of land required for the construction of the Bakers Road detention basin at William Sharp Drive, Coffs Harbour.

CB60 RECOMMENDED (Palmer/Smithers) that:

1. Council proceed to acquire that area of land shown on the attached plan, being part of Lot 54 DP 1096802 at Coffs Harbour.
2. Council purchase the land on the terms and conditions as detailed in this report.
3. All necessary documents associated with the acquisition of the land be executed under the common seal of Council.
4. The land being acquired by Council be classified as operational land under the provisions of the Local Environmental Act 1993.

C53 PROPOSED LEASE OF LAND FOR THE NANA GLEN SWIMMING POOL

To obtain Council's approval to execute a Lease Agreement with the Minister for Education and Training to enable the construction of the proposed Nana Glen Swimming Pool.

CB61 RECOMMENDED (Rhoades/Joass) that:

1. Council enter into a lease with the Minister for Education and Training for Lot 10 DP 1096235 situated at Nana Glen for the purpose of providing a public swimming pool, under the terms and conditions contained in the report, subject to the satisfactory resolution of the issues raised by Council's Solicitor in their letter dated 27/6/2006.
2. Council accept the Federal Government grant of \$275,000 (GST inclusive) towards the provision of a public swimming pool at Nana Glen.
3. Any necessary documents be executed under the common seal of Council.

C54 PROPOSED SALE OF LAND TO THE HEALTH ADMINISTRATION CORPORATION

Report seeking Council approval to sell land adjacent to the Coffs Harbour Health Campus to the Health Administration Corporation.

CB62 RECOMMENDED (Rhoades/McKelvey) that:

1. Council sell the land indicated on the plan attached to this report, being part of Lot 1 DP 1092544, to the Health Administration Corporation for the purpose of the establishment of a koala corridor, for \$100,000 (exclusive of GST) on the terms discussed in the report.
2. Any necessary documents be executed under the common seal of Council.

Cr Featherstone arrived at this point, the time being 5.55pm.

C55 ACQUISITION OF LAND FOR CONSTRUCTION OF WATER TREATMENT PLANT

Report seeking Council approval for the acquisition of land required for the construction of a water treatment plant at Karangi.

CB63 RECOMMENDED (Palmer/McKelvey) that:

1. Council proceed to acquire the property shown on the attached plan, being Lot 2 DP 1083920.
2. Council purchase the land on the terms and conditions as detailed in this report.
3. All necessary documents associated with the acquisition of the land be executed under the common seal of Council.
4. The land being acquired by Council be classified as operational land under the provisions of the Local Government Act 1993.

C56 PROPOSED NAMING OF UNNAMED ACCESS 'ROAD' OFF HOGBIN DRIVE INTO HARDAKER OVAL, RUGBY PARK AND LINKS GYM AT TOORMINA

Seeking Council approval to name the access 'road', off Hogbin Drive into Hardaker Oval, Rugby Park and the Links Gym at Toormina. Also, providing comment on possible dedication of this access as a Public Road.

CB64 RECOMMENDED (McKelvey/Smithers) that:

1. The access 'road' (being Lot 3 DP 771930) off Hogbin Drive into Rex Hardaker Oval, the Links Gym and Rugby Park at Toormina be named "Rex Hardaker Lane" for the purposes of easy and immediate identification by members of the public, visitors, and particularly the emergency services.
2. This 'road' naming be advertised and submissions invited.
3. The access 'road' not be dedicated as a public road at this time and, subject to funding, repairs be carried out to the road surface and drainage system.
4. Subject to no substantial objections the formal naming proceed accordingly.

C57 OUTSTANDING REPORTS AND RESOLUTIONS AWAITING IMPLEMENTATION

To provide Council with an update of requests for reports and previous resolutions to Council awaiting implementation.

CB65 RECOMMENDED (Smithers/Ovens) that the report be noted.

C58 BANK BALANCES AND INVESTMENTS FOR JUNE 2006

To list Council's Bank Balances and Investments as at 30 June 2006.

CB66 RECOMMENDED (Ovens/Joass) that the bank balances and investments totalling one hundred and nineteen million, six hundred and fifty four thousand, three hundred and fifty six dollars (\$119,654,356) as at 30 June 2006 be noted.

CONCLUSION OF CORPORATE SERVICES COMMITTEE MEETING

The Chairman advised that the business of the Corporate Services Committee was concluded and invited the Mayor to resume the chair.

OPEN COUNCIL

The Mayor requested a motion to close the Committee meeting and move into Open Council.

CB67 RECOMMENDED (Palmer/McKelvey) that the Committee now move into Open Council.

The Mayor resumed chairmanship of the meeting at 6.01pm.

ADOPTION OF CORPORATE SERVICES COMMITTEE REPORT

113 RESOLVED (Ovens/McKelvey) that the recommendations of the Corporate Services Committee meeting be received and adopted.

This concluded the business and the meeting closed at 6.02pm.

Confirmed 7 September 2006

.....
Keith Rhoades AFSM
Mayor